

**CITY OF ILWACO
ORDINANCE NO. 769**

**AN ORDINANCE OF THE CITY OF ILWACO, WASHINGTON, AMENDING THE
ILWACO MUNICIPAL CODE, CHAPTER 6.08 REGARDING EXOTIC ANIMALS.**

WHEREAS, the City Council wishes to protect wildlife from becoming habituated to humans and to protect the public against the serious health and safety risk posed by wildlife who are drawn into contact with humans and related infrastructure by individuals who intentionally, or unintentionally feed wildlife.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ILWACO,
WASHINGTON, DOES ORDAIN AS FOLLOWS:**

Section 1. To replace the existing IMC 6.08.010 with:

6.08.010 Chapter intent.

In order to preserve the public peace and safety of Ilwaco citizens, it is the intent of the Ilwaco City Council to:

1. Protect wildlife from becoming habituated to humans and to protect the public against the serious health and safety risk posed by wildlife who are drawn into contact with humans and related infrastructure by individuals who intentionally or unintentionally feed potentially habituated wildlife.
2. Prohibit the possession or maintenance of exotic animals.

Section 2. To amend IMC 6.08.020 to include:

6.08.020 Definitions.

“Potentially habituated wildlife” includes bear, cougar, fox, wolf, coyote, and raccoon.

“Maintenance of exotic animal or potentially habituated wildlife” includes but is not limited to the placement, deposit, distribution or to scatter grain, hay or other food so as to intentionally or unintentionally constitute a lure, attraction or enticement for potentially habituated wildlife not lawfully held in captivity.

“Attractant” is any substance that could reasonably be expected to attract wildlife or does attract wildlife, including but not limited to food products, pet food, feed, compost, grain or salt.

Section 3. To replace the existing IMC 6.08.030 with:

6.08.030 Possession or maintenance unlawful.

The possession or maintenance of an exotic animal or potentially habituated wildlife within the Ilwaco city limits by a private citizen, whether intentional or unintentional, by allowing access to attractants is unlawful. It is unlawful for a person to feed, give, place, expose, deposit, distribute or scatter any edible material or attractant with the intention of feeding, attracting or enticing potentially habituated wildlife.

Section 4. To replace the existing IMC 6.08.040 with:

6.08.040 Violation—Penalty.

Any private citizen possessing or maintaining an exotic animal or potentially habituated wildlife, whether intentional or unintentional, by allowing access to attractants within the Ilwaco

city limits is guilty of an infraction. Each violation will be punished by a fine not to exceed two hundred fifty dollars (\$250.00) per violation nor to exceed a fine of two hundred fifty dollars (\$250.00) per day that violations occur. All proceedings for the civil violation will be in accordance with Section 1.20.020 of this code.

Section 5. Effective Date. This ordinance, being an exercise of power specifically delegated to the city legislative body, is not subject to referendum and, given the possible danger to public safety, shall take effect immediately upon passage by the City Council.

PASSED BY THE CITY COUNCIL OF THE CITY OF ILWACO, AND SIGNED IN AUTHENTICATION OF ITS PASSAGE THIS 2ND DAY OF JULY, 2010.


Mike Cassinelli, Mayor

ATTEST:


PJ Kezele, Deputy City Clerk

VOTE	Jensen	Chin	Marshall	Greene	Forner	Cassinelli
Ayes		X	X	X	X	
Nays						
Abstentions						
Absent	X					

PUBLISHED: July 7, 2010

EFFECTIVE: July 2, 2010